

**From:** [Pintado, Kristine, NMENV](#)  
**To:** [Nelson, Russell](#)  
**Subject:** RE: Effluent Limits for Nutrients  
**Date:** Tuesday, November 12, 2013 9:30:04 AM

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Hi Russell,

Heidi and James are leading that effort – currently it's still a working group DRAFT procedure envisioned to be part of the WQMP, and as you said requires all the approvals (by WQCC and EPA, like the standards) prior to implementation. My feeling is we also need the temporary standard provision in place for it to work properly (right?). I know you guys provided comments in the past, but this procedure hasn't been fully vetted. The working group is planning to meet again (date TBD).

Hopefully we'll hear more about it on the call.

Thanks,

Kris

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**From:** Nelson, Russell [mailto:[nelson.russell@epa.gov](mailto:nelson.russell@epa.gov)]  
**Sent:** Tuesday, November 12, 2013 7:24 AM  
**To:** Pintado, Kristine, NMENV  
**Subject:** Effluent Limits for Nutrients

Hi Kris,

I understand that someone is giving an update on the Effluent Limits for Nutrients during the state/EPA call tomorrow. I haven't seen any language or heard any updates since the first proposal I reviewed some time ago. I'm concerned that this procedure, if anything like the original proposal is a variance provision and therefore a standard that would have to be reviewed as such no matter where it resides. If the Region is incorporating such language into permit implementation procedures, that could be interpreted as EPA setting a standard, which of course, we cannot do.

What are your thoughts on it?

Russell

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